



PATENT  
New Attorney Docket No. 53262-20007.00  
Old Attorney Docket No. 3557-9

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventors      Karin HERBERS et al.      )  
    )      Group Art Unit: 1638  
Appl. No.      10/049,280      )  
    )      Examiner: Russell Kallis  
Filing Date:    February 11, 2002      )  
  
Title:            HOMOGENTISATE-DIOXYGENASE

**MAIL STOP – RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

**a.) Introductory Comments:**

In response to the Office Action, mail dated August 27, 2004, applicant respectfully makes the following provisional election and requests reconsideration of the restriction requirement in view of applicant's remarks below.

**Applicant provisionally elects Group II, claims 1, 2 and 6-16, with traverse.**

**d.) Remarks**

In the Office Action, restriction is alleged to be required, under 35 U.S.C. §§ 121 and 372, to one of the following groups of claims:

**Group I:** Claims 1, 3, 5, 7-16, drawn to an expression cassette comprising an HPPD encoding gene, vectors, host cells and transformed plants comprising an HPPD sequence and a method of making said transformed plant;